



Mullins Rubber Products, Inc.

2949 VALLEY STREET
P.O. Box 24830
DAYTON, OHIO 45424
PHONE (937) 233-4211 • FAX (937) 233-7836
www.mullinsrubber.com

September 28, 2009

George Strobel
Ohio Environmental Protection Agency
401 East Fifth St.
Dayton, Ohio 45402

RECEIVED
OHIO EPA
SEP 28 2009
Southwest C.

Dear Mr. Strobel,

Please find attached our responses to your request for information dated August 31, 2009. I have answered these to best of my ability and knowledge. Several of the questions overlapped and I have consolidated answers. Several of the questions requested information "for all periods of ownership." Mullins Rubber has been at its current location since 1942. Much of the requested information is not available for the early periods.

I am providing information on all chemicals used for the past several years as well as information on disposal of hazardous waste and details of our production process. If you need any additional information or would like to schedule a site visit, please call me.

Sincerely,

William R. Mullins Jr.
Vice President
Mullins Rubber Products, Inc.

cc: Tim Hoffman, Dinsmore & Shohl

Enclosures:

1. Answers to Question List
2. Diagram of Mullins Production Process
3. SARA 313, Form R's for Reporting Years 2002 through 2008
4. SARA 313, Threshold Evaluation for Reporting Years 2002 through 2008
5. SARA 313, Usage Evaluation for Reporting Years 2002 through 2008
6. Hazardous Waste Manifests for all shipments for Years 2003-2009
7. SARA 312 (SERC) Reports for Reporting Years 2002, 2005, 2008

Answers to the Question List:

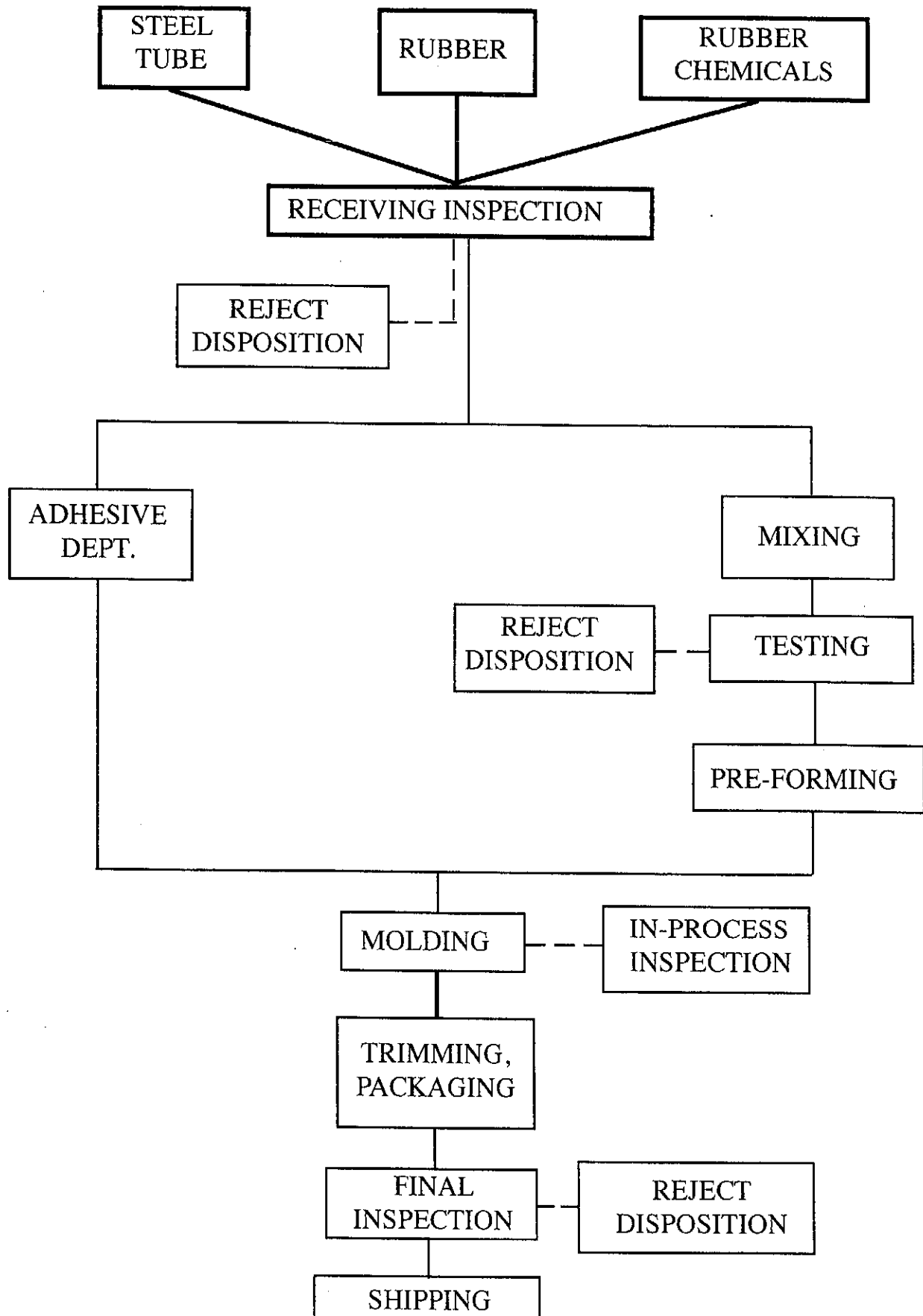
1. Mullins Rubber Products, Inc. has been at its current address since 1942. Members of the Mullins family to the current day have continuously owned the business and property. Prior to 1942, the site was a farm.
2. Mullins Rubber Products, Inc. molds rubber bushings, pads, and associated products for the heavy-duty truck and trailer industry. This represents over 95% of our business. The primary inputs into our production process are steel, ductile iron, nylon and rubber. Our primary rubbers are styrene-butadiene rubber and natural rubber. I have attached a diagram detailing our production process.
3. The waste stream and manufacturing by-products consist mainly of cured rubber transfer pads and scrap, sludge from our trichloroethylene vapor degreasers and used oil from machinery. All waste is either recycled (majority of scrap rubber) or disposed of according to applicable regulations. All hazardous waste is disposed of with a licensed hauler. I will further detail this below.
4. I have attached all SARA 313, Form R (TRI), threshold evaluations, and usage of SARA 313 related chemicals that are used in our process from 2003 through 2008. The Form R's detail the usage and disposal of all hazardous chemicals that exceed the reporting threshold. The threshold evaluation lists, by CAS number, the usage of all reportable chemicals. The usage list details the purchase quantity of products that contain these chemicals.
5. Mullins Rubber is a Small Quantity Generator (SQG) of hazardous waste. Our Ohio Generator ID No. is: OHD004278024. To the best of my investigation, no hazardous material has been disposed of on site. Midwest Environmental Services, Inc. hauls and disposes of our hazardous waste, primarily trichloroethylene sludge from our vapor degreaser, our non-hazardous waste, primarily used oil and universal wastes, fluorescent bulbs, ballasts, batteries, etc. We have used Midwest and its predecessors for at least 20 years.
6. I have attached SARA 312 (SERC) reports for 2002 through 2009. The SARA 312 reports are submitted, in full, every 3 years with a "No Change" cover sheet submitted in intervening years. The SARA 312 report details all materials that have a Hazard Class on their MSDS and exceed the reporting threshold. The reports also include the MSDS for the reported materials and a site map.
7. Mullins Rubber has been a Title V facility with Ohio EPA since 2002. Our permits do not require air monitoring. We have not been required to monitor storm water or ground water at any time.

DIAGRAM OF MULLINS PRODUCTION PROCESS



Manufacturing Process Flow Chart

Part Number 90008266





State of Ohio Environmental Protection Agency

Southwest District Office

401 E. Fifth St.
Dayton, Ohio 45402

TELE: (937) 285-6357 FAX: (937) 285-6249
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

CERTIFIED MAIL

August 31, 2009

William R. Mullins Sr.
President
Mullins Rubber Products Inc.
2949 Valley Pike
Dayton, OH 45404

**RE: MULLINS RUBBER PRODUCTS INC., MONTGOMERY COUNTY,
REQUEST FOR INFORMATION**

Dear Mr. Mullins:

The Ohio Environmental Protection Agency (Ohio EPA), in association with the United States Environmental Protection Agency (U.S. EPA), is currently investigating the source, extent and nature of the release or threatened release of hazardous substances, pollutants or contaminants on or about the Mullins Rubber Products Inc. Site ("the Site") located at 2949 Valley Pike, Dayton, Ohio 45404. This investigation requires inquiry into the generation, storage, treatment and disposal of such substances that have been or threaten to be released at the Site.

Mullins Rubber Products Inc. is hereby requested to respond, within thirty (30) days of receipt of this letter, to the enclosed Information Request, which is being made pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. Section 9604(e), as amended by the Superfund Amendments and Reauthorization Act of 1986 (CERCLA), and Sections 6111.05 and 3734.20 of the Ohio Revised Code (ORC). Compliance with the enclosed Information Request is mandatory. Failure to respond fully and truthfully to each and every item within the Information Request or to adequately justify such failure to respond can result in enforcement action by U.S. EPA pursuant to Section 104(e) of CERCLA, authorizing the U.S. EPA to seek penalties from a Federal court of up to \$25,000 for each day of continued noncompliance. Please be advised the making of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties or up to five (5) years of imprisonment, or both, under the False Statements Accountability Act of 1996, 19 U.S.C. Section 1001, et seq.

The U.S. EPA has the authority to use the information requested herein in an administrative, civil, or criminal action. In addition, this request for information is not subject to the Paperwork Reduction Act of 1980, 44 U.S.C. 3501, et seq.

William R. Mullins Sr.
President
Mullins Rubber Products Inc.
August 31, 2009
Page 2

This Information Request is directed to Mullins Rubber Products Inc., its officers, directors, and employees, past and present, and any subsidiaries, divisions, facilities and their officers, directors, and employees, past and present.

To assist Mullins Rubber Products Inc. in answering this request, the information sought pertains to any and all information in Mullins Rubber Products Inc. possession, custody or control relating to the above referenced Site or holdings and to the investigation, discovery, or detection of hazardous substances at the above referenced Site.

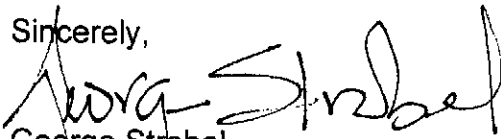
Please respond within thirty (30) days to the attached list of Information Request questions as they pertain to the above referenced Mullins Rubber Products Inc. Site. If requested information has been supplied previously to the Ohio EPA, Southwest District Office, the response may refer to the previous submittal. In the response, please include the date of the submittal and the name of the individual and division to whom the submittal was addressed.

Your response to this Information Request should be mailed to:

George Strobel
Ohio Environmental Protection Agency
401 East Fifth Street
Dayton, Ohio 45402

If you have any questions regarding this request, I may be reached at (937) 285-6052 or by email at george.strobel@epa.stste.oh.us.

Sincerely,



George Strobel
Site Coordinator
Division of Emergency and Remedial Response (DERR)

Enclosure

GSA/plh

INSTRUCTIONS

1. A separate response must be made to each of the questions set forth in the attached Information Request.
2. Precede each answer with the number of the Information Request to which it corresponds.
3. In answering each Information Request, identify all contributing sources of information.
4. **If information is neither known nor available to you as of the date of submission of your response, but later becomes known by or available to you, you must supplement your response to Ohio EPA.** Moreover, should you find, at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth you must notify Ohio EPA thereof as soon as possible.
5. For each document produced in response to an Information Request, indicate on the document, or in some other reasonable manner, the number of the Information Request to which it responds.
6. You must respond to the Information Request on the basis of all information and documents in your possession, custody or in the possession, custody or control of you former or current employees, agents, servants, contractors or attorneys. Furnish such information as is available to you, regardless of whether or not it is based on personal knowledge and regardless of the source of the information.
7. Your response should be accompanied by a notarized affidavit from a company official or representative authorized to represent you stating that a diligent record search has been completed and that a diligent interview of present and former employees who may have knowledge of the use, storage, treatment, release, spillage, or disposal of waste materials by Respondent has been completed.
8. If any documents requested herein have been transferred voluntarily or involuntarily to others or have been otherwise disposed of, identify each such document, identify the person to whom it was transferred, describe the circumstances surrounding such transfer or other disposition, and state the date or approximate date of such transfer or other disposition.
9. The information requested herein must be provided notwithstanding it's possible characterization as confidential information or trade secrets. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. 2.203(b) and OAC rule 3745-49-

03. Information covered by such a claim will be disclosed only to the extent, and only by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B [See 41 Federal Register 36902 et seq., (September 1, 1976); 43 Federal Register 40000 et seq., (September 8, 1978); 50 Federal Register 51654 et seq., December 18, 1985)] and OAC rule 3745-49-03. A request for confidential treatment must be made when the information is provided, since any information not so identified will not be accorded this protection by Ohio EPA. If no such claim accompanies the information when it is received by the Ohio EPA, it may be made available to the public by the Ohio EPA without further notice to you. You should read carefully the above-cited regulations, together with the standards set forth in Section 104(e)(7) of CERCLA, before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim, as stated in Section 104(e)(7)(F) of CERCLA.

In order to facilitate the handling of any confidential business information, please provide such information on separate pages and group all such pages together in one portion of the response. Clearly identify the information as confidential by placing the word "confidential" in the upper right hand corner of the first page containing the information and on the cover letter transmitting it.

INFORMATION REQUEST QUESTIONS

Please respond to the following questions as they pertain to the Mullins Rubber Products Inc. facility, located at 2949 Valley Pike, Dayton, Ohio 45404. Your responses must be inclusive for all periods of Mullins Rubber Products Inc. ownership, operation or environmental activities, thru the present.

1. Identify Mullins Rubber Products Inc. ownership and/or operation of the Site. Provide the dates during which Mullins Rubber Products Inc. owned, operated or leased any portion of the Site and provide copies of all documentation evidencing or relating to such ownership, operation or lease, including but not limited to purchase and sale agreements, deeds, leases, etc.
2. List all owners and/or operators of the Site prior to Mullins Rubber Products Inc. ownership and/or operation. State the dates during which the prior owners and/or operators owned, operated or leased any portion of the Site and Provide copies of the documents evidencing or relating to such ownership, operation or lease, including but not limited to purchase and sales agreements, deeds, leases, etc. Include any evidence that any hazardous substances, pollutant, or contaminant was released or threatened to be released at the Site.

MANUFACTURING PROCESS QUESTIONS

1. Describe inputs of any and all raw materials used in Mullins Rubber Products Inc. manufacturing processes for all periods of ownership and/or operation at the Site, through the present. Include in this description the type, quantity (volume and weight) and chemical composition of the raw materials used in Mullins Rubber Products Inc. manufacturing processes. Provide copies of any purchase orders or invoices and Material Safety Data Sheets for the raw materials used in Mullins Rubber Products Inc. manufacturing processes.
2. Describe the end products produced from Mullins Rubber Products Inc. manufacturing processes at the facility.
3. Describe the waste stream and manufacturing by-products associated with Mullins Rubber Products Inc. manufacturing processes. Include in this description the chemical content, characteristic, physical state (e.g. solid, liquid) and quantity (volume and weight) of all waste materials involved.
4. Describe any types of industrial solvent cleaners used in the routine maintenance and/or the upkeep of manufacturing equipment.

DISPOSAL PRACTICE QUESTIONS

1. Identify all haulers used by Mullins Rubber Products Inc. to transport or dispose of

waste materials generated from Mullins Rubber Products Inc. manufacturing processes for all periods of ownership and/or operation. Provide copies of all invoices and contracts evidencing the haulers used and the dates that such haulers were used.

2. Describe the methods and time periods (i.e. roll-offs, dumpsters, luggers, etc.) waste materials generated by Mullins Rubber Products Inc. manufacturing processes were kept on the Site. Include in this description the number of methods and the quantity (volume and weight) of waste materials stored on the Site.
3. During Mullins Rubber Products Inc. ownership and/or operation, how often were waste materials picked up from the facility and where were waste materials disposed of?
4. What were the costs involved in Mullins Rubber Products Inc. waste management practices?
5. What other arrangements were made by Mullins Rubber Products Inc. for the disposal of waste materials generated from its manufacturing processes?

GENERAL QUESTIONS

1. Has Mullins Rubber Products Inc. ever disposed of anything, waste or otherwise, at the Site?
2. Has Mullins Rubber Products Inc. ever been a registered generator of hazardous waste under the Resource Conservation Recovery Act (RCRA)? If so, please provide a copy (or copies) of Mullins Rubber Products Inc. registration(s) and the date(s) registered.
3. Describe the Mullins Rubber Products Inc. operational history of the facility in terms of raw material inputs, manufacturing processes and waste generation.
4. Provide a list and description of all liability coverage that is and was carried by Mullins Rubber Products Inc. or parent company, if any, including any self-insurance provisions, that relates to hazardous substances and/or the above referenced properties and holdings, and copies of all of these policies.
5. Provide maps of the property boundaries for the above referenced facility with respect to all additional adjoining properties during ownership and/or operation by Mullins Rubber Products Inc. Provide copies of the legal description of the property and property boundaries.
6. Provide all information, including analytical results and locations, concerning any environmental release or detection of volatile organic compounds or other hazardous

substances, pollutants, or contaminants at or emanating from the facility.

7. Provide all information, including analytical laboratory reports, monitoring well and boring logs and locations, and field notes, derived from any environmental investigations at or associated with the facility. Include any spill responses or underground storage tank closures, on the above referenced property.
8. Provide all information pertaining to any environmental remediation activities at the above referenced property, including any design documents, monitoring results and performance evaluations.
9. Document the use, location and construction of any drinking water wells or production wells used for manufacturing processes at the facility.
10. Provide a list of Mullins Rubber Products Inc. officers, directors, and employees, past and present, and any subsidiaries, divisions, facilities and their officers, directors, and employees, past and present. Include the name, address, phone number, job title or duties and periods of employment or affiliation with the facility and any subsidiaries for each individual.
11. Provide a complete history of Mullins Rubber Products Inc. ownership and use of the property.
12. Provide all information pertaining to groundwater flow at and surrounding the facility including water level measurements and associated dates and potentiometric surface maps.
13. Provide a list of all materials and quantity released to the City of Dayton Municipal Storm Sewer System and dates associated with the release(s). Provide all analytical data collected associated with releases and describe actions taken and date to resolve releases to the storm sewer system.